

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JUN 15 1978

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... JUN 15 1978 under 35534

The applicant..... James Bradish Dalton c/o Boyack Surveying, Inc.
582½ West Cedar Street....., of..... Elko.....
Street and No. or P.O. Box No. City or Town
Nevada 89801....., hereby make.... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground Well No. 3.....
Name of stream, lake or other source.

2. The amount of water applied for is..... 6 cfs..... second-foot
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... Irrigation.....
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 320 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: Lot 4 section 3, T34N,

R62E, MDB&M, at a point from which the NW corner of said section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

3 bears N 3° 09' 12" W 1286.81 feet.

it should be stated.

6. Place of use..... NW¼ section 3; NE¼ section 4, T34N, R62E, MDB&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... February 1..... and end about..... October 31....., of each year.
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pipelines, sprinkler system and ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$15,000
10. Estimated time required to construct works.....one year
11. Estimated time required to complete the application to beneficial use.....three years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Waters to be co-mingled with Wells No. 1 and 2

Applicant James Bradish Dalton

By s/ Alan S. Boyack

Compared lp/ga jm/bl Alan S. Boyack
582½ West Cedar Street
Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 35534 and 35535 shall not exceed 1,280 acre-feet per season.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 19, 1979

Proof of commencement of work shall be filed before September 19, 1979

Work must be prosecuted with reasonable diligence and be completed on or before August 19, 1980

Proof of completion of work shall be filed before September 19, 1980

Application of water to beneficial use shall be made on or before August 19, 1983

Proof of the application of water to beneficial use shall be filed on or before September 19, 1983

Map in support of proof of beneficial use shall be filed on or before September 19, 1983

Commencement of work filed SEP 21 1979
Completion of work filed SEP 16 1980
Proof of beneficial use filed OCT 9 1986
Cultural map filed OCT 9 1986
Certificate No. 11837 Issued APR 13 1987
Recorded Bk 40 Page
County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 19th day of FEBRUARY

A.D. 1979

William J. Newman
State Engineer